Attorney Docket No.: 3745.234-US

## <u>IN THE UNITED STATES PATENT AND TRADEMARK OFFICE</u>

In re Application of: Efendic et al.

Serial No.: 09/754,723

Group Art Unit: 1614

Filed: January 4, 2001

Examiner: P. Duffy

Confirmation No: 3358

For: Use of a Peptide

## **AMENDMENT UNDER 37 C.F.R.1.116**

Assistant Commissioner for Patents Washington, DC 20231

Sir:

This Amendment is submitted in response to the Office Action dated November 5, 2002 in which the Examiner finally rejected claims 15-20 of the above-captioned application. Reconsideration is respectfully requested in view of the following amendments and remarks.

## **IN THE CLAIMS:**

Please amend the claims as follows:

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15. (Amended) A method for treating type 2 diabetes, said method comprising administering to a patient in need of said treatment i) an effective amount of metformin via oral administration and ii) an effective amount of a GLP-1 related peptide via injection or infusion, where said GLP-1 related peptide is GLP-1 (7-37), GLP-1 (7-36) amide, an analogue of GLP-1 (7-37) or GLP-1 (7-36) amide, or a functional derivative thereof.